

**REMARKS**

In the Office Action,<sup>1</sup> the Examiner rejected claims 1-9 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Publication No. 2002/0059588 to Huber et al. ("Huber") in view of U.S. Publication No. 2002/0065905 to Kliland et al. ("Kiland"); and allowed claims 10-12.

Applicants thank the Examiner for allowing claims 10-12.

Applicants respectfully traverse the rejection of claims 1-9 under 35 U.S.C. § 103(a) as being unpatentable over *Huber* in view of *Kiland*.

Independent claim 1, as proposed to be amended, recites an electronic device controlling apparatus comprising, among other things, "a receiver that receives the personal identification information . . . from the electronic device, wherein the electronic device acquires the personal identification information from a remote controller . . . , and the remote controller acquires the personal identification information from a portable storage device loaded into the remote controller."

*Huber* discloses, "[t]he set-top box 34 is programmed to read the ID codes for each personalized remote to facilitate the recognition of the current user." *Huber*, para. 0028. *Huber* further discloses, "multiple personalized remotes 20, 22, and 24 . . . generate[] . . . output signal[s] 26, 28, and 30, respectively, that constitute both an identification sequence code and a command sequence." *Huber*, para. 0028. However, *Huber* fails to disclose that the personalized remotes "acquire[] the personal

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<sup>1</sup> The Office Action contains a number of statements reflecting characterizations of the related art and the claims. Regardless of whether any such statement is identified herein, Applicants decline to automatically subscribe to any statement or characterization in the Office Action.

identification information from a portable storage device loaded into the remote controller[s]," as recited in claim 1. Indeed, *Huber* is completely silent with respect to any "portable storage device loaded into the remote controller." Therefore, *Huber* fails to teach or suggest "the remote controller acquires the personal identification information from a portable storage device loaded into the remote controller," as recited in claim 1.

*Kliland* discloses, "the badge Id transmitted from the badge," para. 0043, and "[t]he badge Id . . . [is] . . . transferred . . . to the mobile phone terminal," para. 0047. Even assuming that the badge in *Kliland* could correspond to the claimed "remote controller," which Applicants do not concede, *Kliland* fails to disclose that the badge acquires the badge Id from a portable storage device loaded into the badge. Furthermore, even assuming that the badge in *Kliland* could correspond to the claimed "portable storage device" and the mobile phone terminal in *Kliland* could correspond to the claimed "remote controller," which Applicants do not concede, *Kliland* fails to disclose that the badge is loaded into the mobile phone terminal. On the contrary, *Kliland* discloses that "[t]he badge Id . . . [is] . . . transferred by . . . short-range wireless devices, such as e.g. Bluetooth technology devices, to the mobile phone terminal." *Kliland*, para. 0047. Therefore, *Kliland* fails to teach or suggest "the remote controller acquires the personal identification information from a portable storage device loaded into the remote controller," as recited in claim 1. *Kliland* thus fails to cure the deficiencies of *Huber*.

For at least the foregoing reasons, a *prima facie* case of obviousness has not been established with respect to claim 1. Independent claims 4 and 7, although

different in scope from claim 1, are allowable for at least the same reasons as claim 1. Dependent claims 2, 3, 5, 6, 8, and 9 are allowable at least due to their dependence from an allowable base claim. Accordingly, Applicants respectfully request that the Examiner withdraw the rejection of claims 1-9 under 35 U.S.C. § 103(a).

Applicants respectfully request that the Examiner enter the amendments under 37 C.F.R. § 1.116, placing the pending claims in condition for allowance. Applicants submit that the amendments do not raise new issues or necessitate the undertaking of any additional search of the art by the Examiner. Therefore, this response should allow for immediate action by the Examiner.

Applicants further submit that the entry of the amendments would place the application in better form for appeal, should the Examiner dispute the patentability of the pending claims.

In view of the foregoing, Applicants respectfully request reconsideration of this application and timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

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